

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

YAROSLAV CHUB, et al.,

Plaintiff(s),

v.

HOME DEPOT USA INC.,

Defendant(s).

CASE NO. C25-5192-KKE

ORDER

Plaintiff Tatiana Chub moves to waive appointment of guardian ad litem for her minor children, Plaintiffs VC, KC, AC, and VC. Dkt. No. 14. Defendant does not oppose. *Id.* For good cause shown, the Court GRANTS Plaintiff's motion.

Plaintiffs initiated this suit in the Superior Court of Washington for Clark County on February 11, 2025. Dkt. No. 1-1. On March 7, 2025, Defendant removed the case to this Court based on diversity jurisdiction, 28 U.S.C. § 1332. Dkt. No. 1 at 2. Plaintiffs assert negligence and loss of consortium claims against Defendant, alleging that Plaintiff Yaroslav Chub was injured at Defendant's Vancouver, Washington store when attempting to remove metal sheets from a stack. Dkt. No. 1-1 at 3–7. Plaintiffs VC, KC, AC, and VC are the minor children of Plaintiffs Yaroslav Chub and Tatiana Chub. *Id.* at 1–2.

Under Federal Rule of Civil Procedure 17(a), a “general guardian” may sue or defend on behalf of a minor. Rule 17(b) also provides that an individual's capacity to sue is governed “by

1 the law of the individual's domicile[.]” Fed. R. Civ. P. 17(b). Plaintiffs VC, KC, AC, and VC
2 reside in Portland, Oregon, so Oregon law applies. Dkt. No. 1-1 at 2. Under Oregon law, a minor
3 is an unmarried individual under 18 years old. OR. REV. STAT. §§ 109.510, 109.520.

4 It is undisputed that Plaintiff Tatiana Chub is the parent and natural guardian of the minor
5 Plaintiffs, and that she pursues this action in her children's interest. Dkt. No. 14 at 3; *see* OR. REV.
6 STAT. § 125.315 (general duties of a guardian); *Guardian*, BLACK'S LAW DICTIONARY (12th ed.
7 2024). Accordingly, the Court GRANTS Plaintiff's motion.

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9 Dated this 9th day of June, 2025.

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12 Kymberly K. Evanson
13 United States District Judge
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